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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92050883
Party	Defendant BENCHMADE KNIFE COMPANY, INC.
Correspondence Address	J. Peter Staples Chernoff, Vilhauer, McClung & Stenzel, LLP 601 SW Second Avenue, Suite 1600 Portland, OR 97204 UNITED STATES pete@chernofflaw.com
Submission	Answer
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Date	06/08/2009
Attachments	3446.0196 answer.pdf (3 pages)(58030 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Trademark Registration No.: 1,154,620

For the Mark: BALI-SONG

Date Registered: May 14, 1981

JONATHAN J. BENSON,

Petitioner,

v.

BENCHMADE KNIFE COMPANY, INC.,

Registrant.

Cancellation No. 92050883

ANSWER TO PETITION FOR CANCELLATION

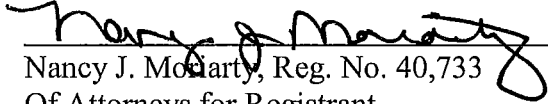
Registrant, Benchmade Knife Company, Inc. (“Registrant”), by its attorneys of record, answers the Petition for Cancellation as follows:

1. Registrant denies the allegation that BALI-SONG (the “Mark”) comprises immoral, deceptive or scandalous matter. (Trademark Section 2(a)).
2. Registrant denies the allegations that the Mark as a whole is functional. (Trademark Section 2(e)(5)).
3. Registrant denies the allegation that the Mark is generic. (Trademark Act Section 23).
4. Registrant denies the allegations that registration of the Mark violates the provisions of the Trademark Act & amp; sect.; 4.
5. Registrant denies all remaining allegations of the Petition for Cancellation.

WHEREFORE, Registrant requests that this Cancellation be dismissed with prejudice.

Executed this 8th day of June 2009.

Respectfully submitted,



Nancy J. Modarty, Reg. No. 40,733
Of Attorneys for Registrant
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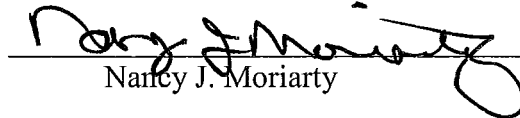
CERTIFICATE OF SERVICE

It is hereby certified that a true and correct copy of this correspondence was served on Petitioner by first class mail, postage prepaid, on June 8, 2009, addressed as follows:

Jonathan J. Benson
11115 Fairfax Court
Thornton, CO 80233

Petitioner

DATED June 8, 2009.


Nancy J. Moriarty